

Souder Taylor (NC) Walsh
Spence Thomas Wamp
Spratt Thompson Waters
Stabenow Thornberry Watkins
Stearns Thune Waxman
Stenholm Thurman Weldon (FL)
Stokes Tiahrt Weldon (PA)
Strickland Tierney Weller
Stump Torres Wexler
Stupak Towns Weygand
Sununu Traficant White
Talent Turner Wicker
Tanner Upton Wilson
Tauscher Velazquez Wolf
Tauzin Vento Woolsey
Taylor (MS) Visclosky Wynn

Thereupon, Mr. COMBEST, Chairman, announced that 352 Members had been recorded, a quorum.

The Committee resumed its business.
After some further time,

73.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WAXMAN:

Page 59, after line 12, insert:

Any limitation on funds in this Act for the Environmental Protection Agency or the Council on Environmental Quality shall not apply to:

- (1) regulatory determinations for mercury emissions from utilities;
- (2) utilizing dredging as a remediation tool;
- (3) implementation of the Food Quality Protection Act;
- (4) implementation of the Regional Haze Program; or
- (5) cleanup requirements for facilities licensed by the Nuclear Regulatory Commission;

where such activities are authorized by law.

It was decided in the { Yeas 176
negative Nays 243

73.33 [Roll No. 334]
AYES—176

Abercrombie Ensign Kleczka
Ackerman Eshoo Kucinich
Allen Evans LaFalce
Andrews Farr Lampson
Baldacci Fattah Lantos
Barrett (WI) Fazio LaTourette
Becerra Filner Lazio
Bentsen Forbes Leach
Berman Fox Lee
Bilbray Frank (MA) Levin
Blagojevich Franks (NJ) LoBiondo
Blumenauer Frost Lofgren
Boehrlert Furze Lowey
Bonior Gejdenson Luther
Borski Gephardt Maloney (CT)
Brown (CA) Gilchrest Maloney (NY)
Brown (FL) Gilman Manton
Brown (OH) Green Matsui
Campbell Greenwood McCarthy (MO)
Capps Harman McCarthy (NY)
Cardin Hastings (FL) McDermott
Carson Hefner McGovern
Castle Hilliard McHale
Clay Hinchey McKinney
Clayton Hinojosa McNulty
Clement Hooley Meehan
Clyburn Horn Meek (FL)
Costello Hoyer Meeks (NY)
Coyne Jackson (IL) Menendez
Cummings Jackson-Lee Millender
Davis (FL) (TX) McDonald
Davis (IL) Jefferson Miller (CA)
DeFazio Johnson (CT) Minge
DeGette Johnson (WI) Mink
Delahunt Johnson, E. B. Moran (VA)
DeLauro Kaptur Morella
Deutsch Kelly Nadler
Dicks Kennedy (MA) Neal
Dixon Kennedy (RI) Oberstar
Doggett Kennelly Obey
Edwards Kildee Olver
Ehlers Kilpatrick Owens
Engel Kind (WI) Pallone

Pascarell Sanders Thompson
Pastor Sawyer Thurman
Payne Saxton Tierney
Pelosi Schumer Torres
Porter Scott Towns
Poshard Shays Velazquez
Price (NC) Sherman Vento
Ramstad Skaggs Waters
Rangel Slaughter Watt (NC)
Rivers Smith (NJ) Waxman
Rodriguez Smith, Adam Weldon (PA)
Rothman Snyder Wexler
Roukema Spratt Weygand
Roybal-Allard Stabenow Woolsey
Rush Stokes Wynn
Sabo Stupak
Sanchez Tauscher

NOES—243

Aderholt Gibbons Packard
Archer Gillmor Pappas
Armey Gingrich Parker
Bachus Goode Paul
Baesler Goodlatte Paxton
Baker Goodling Pease
Ballenger Gordon Peterson (MN)
Barcia Goss Peterson (PA)
Barr Graham Petri
Barrett (NE) Granger Pickering
Bartlett Gutierrez Pickett
Barton Gutknecht Pitts
Bass Hall (TX) Pombo
Bateman Hamilton Pomeroy
Bereuter Hansen Portman
Berry Hastert Pryce (OH)
Bilirakis Hastings (WA) Quinn
Bishop Hayworth Radanovich
Bliley Hefley Rahall
Blunt Herger Redmond
Boehner Hill Regula
Bonilla Hilleary Reyes
Bono Hobson Riggs
Boswell Hoekstra Riley
Boucher Holden Roemer
Boyd Hostettler Rogan
Brady (TX) Houghton Rogers
Bryant Hulshof Rohrabacher
Bunning Hunter Ros-Lehtinen
Burr Hutchinson Royce
Burton Hyde Ryun
Buyer Inglis Salmon
Callahan Istook Sandlin
Calvert Jenkins Sanford
Camp John Scarborough
Canady Johnson, Sam Schaefer, Dan
Cannon Jones Schaffer, Bob
Chabot Kanjorski Sensenbrenner
Chambliss Kasich Sessions
Chenoweth Kim Shadegg
Christensen King (NY) Shaw
Coble Kingston Shimkus
Coburn Klink Sisisky
Collins Klug Skeen
Combest Knollenberg Skelton
Condit Kolbe Smith (MI)
Cook LaHood Smith (TX)
Cooksey Largent Smith, Linda
Cox Latham Snowbarger
Cramer Lewis (CA) Solomons
Crane Lewis (KY) Souder
Crapo Linder Spence
Cubin Lipinski Stearns
Cunningham Livingston Stenholm
Danner Lucas Strickland
Davis (VA) Manzullo Stump
Deal Martinez Sununu
DeLay Mascara Talent
Diaz-Balart McCollum Tanner
Dickey McCrery Tauzin
Dingell McDade Taylor (MS)
Dooley McHugh Taylor (NC)
Doolittle McInnis Thomas
Doyle McIntosh Thornberry
Dreier McIntyre Thune
Duncan McKeon Tiahrt
Dunn Metcalf Traficant
Ehrlich Mica Turner
Emerson Miller (FL) Upton
English Mollohan Visclosky
Etheridge Moran (KS) Walsh
Everett Murtha Wamp
Ewing Myrick Watkins
Fawell Nethercutt Watts (OK)
Foley Neumann Weldon (FL)
Fossella Ney Weller
Fowler Northup White
Frelinghuysen Norwood Wicker
Gallegly Nussle Wilson
Ganske Ortiz Wise
Gekas Oxley Wolf

NOT VOTING—16

Brady (PA) Markey Whitfield
Conyers Moakley Yates
Ford Serrano Young (AK)
Gonzalez Shuster Young (FL)
Hall (OH) Smith (OR)
Lewis (GA) Stark

So the amendment was not agreed to.
After some further time,

FRIDAY, JULY 24 (LEGISLATIVE DAY OF JULY 23), 1998

The SPEAKER pro tempore, Mr. SOLOMON, assumed the Chair.

When Mr. COMBEST, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

73.34 PROVIDING FOR THE
CONSIDERATION OF H.R. 4250

Mr. SOLOMON, by direction of the Committee on Rules, reported (Rept. No. 105-643) the resolution (H. Res. 509) providing for the consideration of the bill (H.R. 4250) to provide new patient protections under group health plans.

When said resolution and report were referred to the House Calendar and ordered printed.

73.35 SUBPOENA

The SPEAKER pro tempore, Mr. SOLOMON, laid before the House the following communication from Mr. KING:

HOUSE OF REPRESENTATIVES,
Washington, DC, July 14, 1998.

Hon. NEWT GINGRICH,
Speaker of the House,
The Capitol, Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L (50) of the Rules of the House that I have been served with a subpoena issued by the United States District Court for the Eastern District of New York.

After consultation with the General Counsel, I will make the determinations required by Rule L.

Sincerely,
PETER T. KING,
Member of Congress.

73.36 SUBPOENA

The SPEAKER pro tempore, Mr. SOLOMON, laid before the House the following communication from Mrs. MCCARTHY of New York:

HOUSE OF REPRESENTATIVES,
Washington, DC, July 15, 1998.

Hon. NEWT GINGRICH,
The Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L (50) of the Rules of the House that I have been served with a subpoena issued by the United States District Court for the Eastern District of New York.

After consultation with the General Counsel, I will make the determinations required by Rule L.

Sincerely,
CAROLYN MCCARTHY,
Member of Congress.

73.37 SUBPOENA

The SPEAKER pro tempore, Mr. SOLOMON, laid before the House the following communication from Mr. ACKERMAN:

HOUSE OF REPRESENTATIVES,
Washington, DC, July 16, 1998.

Hon. NEWT GINGRICH,
The Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L (50) of the Rules of the House that I have been served with a subpoena issued by the United States District Court for the Eastern District of New York.

After consultation with the General Counsel, I will make the determinations required by Rule L.

Sincerely,

GARY L. ACKERMAN,
Member of Congress.

¶73.38 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. YATES, for today after 4 p.m.;

To Mr. FORD of Tennessee, for today;

To Mr. MARKEY, for today and July 24; and

To Mr. BRADY, for today after 1:15 p.m.

And then,

¶73.39 ADJOURNMENT

On motion of Mr. GOSS, at 1 o'clock and 16 minutes a.m., Friday, July 24 (legislative day of Thursday, July 23), 1998, the House adjourned.

¶73.40 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LIVINGSTON: Committee on Appropriations. Report on the Revised Suballocation of Budget Totals for Fiscal Year 1999 (Rept. No. 105-642). Referred to the Committee on the Whole House on the State of the Union.

[Filed July 24 (legislative day, July 23), 1998]

Mr. GOSS: Committee on Rules. House Resolution 509. Resolution providing for consideration of the bill (H.R. 4250) to provide new patient protections under group health plans. (Rept. No. 105-643). Referred to the House Calendar.

¶73.41 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of Rule X and clause 4 of Rule XXII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. CHRISTIAN-GREEN:

H.R. 4313. A bill to amend the Revised Organic Act of the Virgin Islands to provide that the number of members on the legislature of the Virgin Islands and the number of such members constituting a quorum shall be determined by the laws of the Virgin Islands; to the Committee on Resources.

By Mr. SHAW (for himself, Mr. STARK, Mrs. JOHNSON of Connecticut, Mr. MATSUI, Mr. RAMSTAD, Mrs. KENNELLY of Connecticut, Mr. HAYWORTH, Mr. LEVIN, Mr. WELLER, Mr. MCDERMOTT, Mr. SKEEN, Mr. KLECZKA, Mr. PORTMAN, Mr. LEWIS of Georgia, Mrs. THURMAN, Mr. CARDIN, and Mr. NEAL of Massachusetts):

H.R. 4314. A bill to amend the Internal Revenue Code of 1986 to impose an excise tax on persons who acquire structured settlement payments in factoring transactions, and for other purposes; to the Committee on Ways and Means.

By Mr. BOSWELL:

H.R. 4315. A bill to provide for a coordinated effort to combat methamphetamine abuse, and for other purposes; to the Committee on Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ANDREWS:

H.R. 4316. A bill to amend the Internal Revenue Code of 1986 to expand the incentives for the construction and renovation of public schools; to the Committee on Ways and Means.

By Mr. ANDREWS:

H.R. 4317. A bill to provide for a pilot program for the use of optical memory cards under the Medicare and Medicaid Programs; to the Committee on Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARR of Georgia:

H.R. 4318. A bill to repeal Executive Order 11478; to the Committee on the Judiciary.

By Mr. BEREUTER:

H.R. 4319. A bill to properly balance the wind and water erosion criteria and the wildlife suitability criteria to be used in the 16th signup of land in the conservation reserve program; to the Committee on Agriculture.

By Mr. HANSEN:

H.R. 4320. A bill to adjust the boundaries of the Wasatch-Cache National Forest and Mount Naomi Wilderness in the State of Utah to correct a faulty land survey and to provide for the conveyance of the land that was subject to the faulty survey; to the Committee on Resources.

By Mr. LEACH (for himself, Mr. LAZIO of New York, Mr. CASTLE, Mr. LAFALCE, Mr. HINCHEY, and Mr. VENTO):

H.R. 4321. A bill to protect consumers and financial institutions by preventing personal financial information from being obtained from financial institutions under false pretenses; to the Committee on Banking and Financial Services.

By Mr. OBERSTAR (for himself, Mr. LEACH, Mr. KIND of Wisconsin, Mr. GUTKNECHT, Mr. EVANS, Mr. GEPHARDT, Mr. VENTO, Mr. TALENT, Mr. BOSWELL, Mr. HULSHOF, Mr. MINGE, Mr. SHIMKUS, Mr. LUTHER, Mr. PETRI, Mr. LIPINSKI, Mr. KLUG, and Mr. SABO):

H.R. 4322. A bill to amend the Water Resources Development Act of 1986 concerning management of the upper Mississippi River system, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. ROMERO-BARCELO (for himself, Ms. CHRISTIAN-GREEN, Mr. UNDERWOOD, Mr. LAZIO of New York, Mr. PALLONE, Mr. DEUTSCH, Mr. BROWN of Ohio, Mr. RUSH, Mr. THOMPSON, Mr. CLYBURN, Ms. MILLENDER-MCDONALD, Mrs. MEEK of Florida, Mr. TOWNS, Ms. FURSE, Mr. HILLIARD, Ms. KILPATRICK, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. MCKINNEY, Mr. PAYNE, Mr. JACKSON, Ms. JACKSON-LEE, Mr. HASTINGS of Florida, Mr. CLAY, Mr. BISHOP, Mr. STOKES, Mr. DAVIS of Illinois, Ms. NORTON, Ms. WATERS, Mr. FAZIO of California, Ms. LEE, Mr. MEEKS of New York, and Mr. ENGEL):

H.R. 4323. A bill to amend titles XIX and XXI of the Social Security Act to give States the option of providing medical assistance to certain legal immigrant children and to increase allotments to territories under the State Children's Health Insurance Program; to the Committee on Commerce.

By Mr. TAUZIN (for himself, Mr. WELLER, Mr. HULSHOF, Mr. COX of California, Mr. ROGAN, Mr. SHIMKUS, Mr. SUNUNU, Mr. GOSS, Mr. WHITFIELD, Mr. SMITH of Michigan, and Mr. LEWIS of Kentucky):

H.R. 4324. A bill to amend the Communications Act of 1934 to reduce telephone rates, provide advanced telecommunications services to schools, libraries, and certain health care facilities, and for other purposes; to the Committee on Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska:

H.R. 4325. A bill to advance the self-determined management, use, and control of allotted and fractionated trust lands by Indian people; to promote the consolidation of fractionated land interests into viable economic units by the removal of regulatory barriers; and to create and enhance the necessary programs and processes for this purpose; to the Committee on Resources, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Virginia (for himself and Ms. NORTON):

H. Con. Res. 305. Concurrent resolution authorizing the use of the Capitol grounds for the American Luge Association Races; to the Committee on Transportation and Infrastructure.

By Mr. BONILLA:

H. Con. Res. 306. Concurrent resolution expressing the sense of Congress that the Government of Costa Rica should take steps to protect the lives of property owners in Costa Rica, and for other purposes; to the Committee on International Relations.

By Mr. MARKEY:

H. Con. Res. 307. Concurrent resolution expressing the sense of Congress regarding the nuclear weapons stockpile; to the Committee on National Security.

¶73.42 MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

375. The SPEAKER presented a memorial of the House of Representatives of the State of Maine, relative to H.P. 1568 requesting the President of the United States and the United States Congress to remove the financial assistance necessary to grow the tobacco crop; to the Committee on Agriculture.

376. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Concurrent Resolution No. 60 memorializing Congress to develop a national energy policy to address the needs of federal, state, and local executive and legislative branch agencies and officials for data and information necessary for them to cope with and plan for the declining production of oil and gas in older fields and in the shallow waters surrounding the United States and the increasing pressures of foreign competition on production and oil and gas refining; to the Committee on Commerce.

377. Also, a memorial of the House of Representatives of the State of Louisiana, relative to House Concurrent Resolution No. 123 memorializing the United States Congress and United States Postal Service to take such actions as are necessary to have other options in lieu of relocation considered for the downtown post office in Arcadia, Louisiana; to the Committee on Government Reform and Oversight.

378. Also, a memorial of the House of Representatives of the State of Maine, relative